

GOVERNMENT OF THE DISTRICT OF COLUMBIA
OFFICE OF THE CHIEF FINANCIAL OFFICER
OFFICE OF TAX AND REVENUE (OTR)



OTR TAX NOTICE 2013-01

**Uniform Commercial Code Article 9
Amendments – New Forms for Filing**

The Uniform Commercial Code Article 9 Amendments Act of 2011 became DC Law 19-302 on May 1, 2013. The law is effective to all instruments to be recorded on or after July 1, 2013. The law was principally drafted by the Uniform Law Commission and the American Law Institute.

The effect of the amendments is as follows: 1) further improvement of the filing system for the filing of financing statements; 2) more detailed guidance for the debtor's name on a financing statement when the debtor is a corporation, limited liability company or limited partnership, or when the collateral is held in a statutory or common law trust or in a decedent's estate; 3) some simplification of the form of the financing statements; and, 4) greater protection for an existing secured party having a security interest in after-acquired property when its debtor relocates to another state or merges with another entity.

Effective July 1, 2013, the only versions of the following forms that will be accepted for filing are those provided in DC Official Code § 28:9-521, namely UCC Financing Statement Form UCC1, UCC Financing Statement Addendum Form UCC1Ad, UCC Financing Statement Amendment Form UCC3, and UCC Financing Statement Amendment Addendum Form UCC3Ad.

As provided in DC Official Code § 28:9-802, “[generally] the amendments made by [DC Law 19-302] apply to a transaction or lien within its scope, even if the transaction or lien was entered into or created before the applicability date.”